

[counsel listed on signature page]

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

ORACLE AMERICA, INC.,

Plaintiff,

v.

GOOGLE INC.,

Defendant.

Case No. 3:10-cv-03561-WHA

Honorable Judge William Alsup

**STIPULATION AND [PROPOSED]  
ORDER REGARDING BRIEFING  
SCHEDULE**

1                                    STIPULATION REGARDING BRIEFING SCHEDULE

2            Plaintiff Oracle America, Inc. ("Oracle") and defendant Google Inc. ("Google"), by and  
3 through their undersigned counsel, hereby STIPULATE AND AGREE as follows, subject to the  
4 approval of the Court:

5            WHEREAS, Oracle has served its damages report referred to in paragraph 9 of the Case  
6 Management Order dated November 18, 2010 (the "Damages Report"); and

7            WHEREAS, the parties have conferred and have agreed to the briefing schedule set forth  
8 below for any *Daubert* or other motion directed to the Damages Report;

9            NOW THEREFORE IT IS HEREBY STIPULATED AND AGREED by and between  
10 Oracle and Google, through their undersigned counsel, as follows:

11            1.        Google shall file any *Daubert* or other motion directed at the methodology,  
12 reliability or other defect of the Damages Report on or before **Tuesday, June 7, 2011.**

13            2.        Google will notice for **Thursday, July 14, 2011 at 2:00 p.m.** any motion filed in  
14 accordance with paragraph 1.

15            3.        Oracle shall file any opposition or other response to such motion on or before  
16 **Tuesday, June 21, 2011.**

17            4.        Google shall file any reply in support of such motion on or before **Tuesday, June**  
18 **28, 2011.**

19  
20                                    ORDER

21            The foregoing stipulation is approved and **IT IS SO ORDERED.**

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23  
24 Dated: June \_\_\_, 2011

25                                    \_\_\_\_\_  
26 WILLIAM ALSUP  
27 UNITED STATES DISTRICT JUDGE  
28

1 DATED: June 1, 2011

By: /s/ Steven C. Holtzman

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1 DATED: June 1, 2011

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